

1 PHILLIP A. TALBERT  
United States Attorney  
2 MATHEW W. PILE, WSBA No. 32245.  
Associate General Counsel  
3 Office of Program Litigation, Office 7  
4 Social Security Administration  
MARCELO ILLARMO (MABN 670079)  
5 Special Assistant United States Attorney  
Office of the General Counsel  
6 Social Security Administration  
6401 Security Boulevard  
7 Baltimore, Maryland 21235  
8 Telephone: (510) 970-4822  
E-Mail: Marcelo.Illarmo@ssa.gov  
9 Attorneys for Defendant

10  
11 UNITED STATES DISTRICT COURT  
12 EASTERN DISTRICT OF CALIFORNIA  
13

14 No. 1:23-cv-00773-BAM

15 MICHELLE YVETTE BENAVIDEZ,  
16 Plaintiff,  
17 v.  
18 KILOLO KIJAKAZI,  
Acting Commissioner of Social Security,  
19 Defendant.  
20

STIPULATION FOR EXTENSION TO RESPOND  
TO PLAINTIFF'S OPENING BRIEF

21 IT IS HEREBY STIPULATED, by and between the parties, through their respective  
22 counsel of record, that the time for responding to Plaintiff's Opening Brief be extended from  
23 November 1, 2023 to December 1, 2023. Defendant respectfully requests this additional time  
24 because undersigned counsel need additional time to perform a defensibility review in order to  
25 determine whether additional briefing is necessary.

26 The parties further stipulate that the Court's Scheduling Order shall be modified  
27 accordingly.

- 28
- Defendant shall respond to Plaintiff's opening brief on or before December 1, 2023;

- Plaintiff's optional reply will be due within 14 days of the filing of Defendant's brief (on or before December 15, 2023).

Respectfully submitted,

DATE: October 27, 2023

/s/ Melissa Newel\*  
MELISSA NEWEL  
Attorney for Plaintiff  
(\* approved via email on 10/25/23)

PHILLIP A. TALBERT  
United States Attorney

DATE: October 27, 2023

By s/ Marcelo Illarmo  
MARCELO ILLARMO  
Special Assistant United States Attorney

Attorneys for Defendant

ORDER

Pursuant to the parties' stipulation, and cause appearing, Defendant shall respond to Plaintiff's opening brief on or before December 1, 2023. Plaintiff's optional reply brief will be due within 14 days of Defendant's brief (on or before December 15, 2023).  
IT IS SO ORDERED.

Dated: October 30, 2023

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE